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GROUP 120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

BRANCA ET AL.

Serial No. 119,114, filed November 10, 1987

For: TETRAHYDRONAPHTHALENE DERIVATIVES

Group: 125
Examiner: 121

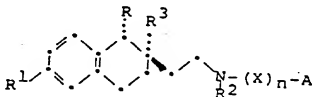
K. BRISCOE

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENTNuttley, New Jersey 07110
August 16, 1988Honorable Commissioner of Patents & Trademarks
Washington, D.C. 20231

S i r:

This statement is submitted pursuant to and in compliance with the provisions of 1.56, 1.97, 1.98 and 1.99 of Title 37 of the Federal Regulations as amended.

The invention relates to compounds of the formula



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I hereby certify that this correspondence is being deposited with the United States Postal Services as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on

Aug 19, 1988

Matthew B. B. B.

wherein R is lower-alkyl, R¹ is halogen, R² is C₁-C₁₂-alkyl, R³ is hydroxy, lower-alkoxy, lower-alkylcarbonyloxy, lower-alkoxy-lower-alkylcarbonyloxy, lower-alkylaminocarbonyloxy, arylaminocarbonyloxy or aryl-lower-alkylaminocarbonyloxy, X is C₁-C₁₈-alkylene, C₁-C₁₈-alkylene which is interrupted by 1,4-phenylene or interrupted or lengthened by 1,4-cyclohexylene, A is di- or tri-substitued 2-imidazolyl attached via an ethylene group or a substituted or unsubstituted heterocycle selected from the group consisting of benzimidazolyl, benzimidazolonyl, imidazo[4,5-c]pyridinyl, imidazo[4,5-c]-pyridinonyl, benzthiazolyl, benzodiazepine-2,5-dion-1-yl and pyrrolo[2,1-c][1,4[benzodiazepine-5,11-dion-10-yl and n is the number 0 or 1, in the form of racemates and optical antipodes, as well as N-oxides and pharmaceutically usable acid addition salts thereof.

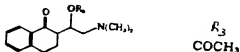
In connection with the foregoing invention, applicants wish to bring the following publications to the attention of the Patent and Trademark Office:

- (1) J. Org. Chem. 44 (1979) pages 835-839;
- (2) U.S. Patent 3,914,216;
- (3) European Patent Application 0,177,960 (which corresponds to publication (2)); and

(4) Chem. Abs. 90(15): 121465x

These compounds are listed on enclosed PTO form 1449 and copies of publications (1), (2) and (4) are enclosed for convenience.

Publication (1) discloses the compound of the formula



which differs from the claimed compounds in having a carbonyl group on the cyclohexane ring attached to the benzene moiety, and in the substituents that are attached to the bicyclic moiety.

Publication (2) discloses benzodiazepine diones which differ substantially in structure from the claimed compounds.

Publication (3) corresponds to U.S. Patent 4,680,310 which was cited in the Information Disclosure Statement filed March 4, 1988.

Publication (4) which is Chem. Abstracts 90 (15): 121465x discloses compounds which differ from the claimed compounds in having a carbonyl on the naphthyl moiety and also in lacking a halogen substituent on the naphthyl moiety.

The first three publications were not cited prior to the Office Action of April 19, 1988 because they were first cited in a search of the European Patent Application whose results first reached the undersigned on April 21, 1988. The fourth publication was not cited earlier to the Patent Office because it was only just recently discovered in papers that were received on February 18, 1988 from overseas.

The applicants respectfully request that the Examiner consider the above publications in connection with the examination of the captioned application. The applicants respectfully submit that while the publications may bear upon the state of the art they do not suggest or render obvious the claimed invention.

The Examiner is hereby authorized to call the undersigned attorney of record "collect" on any matter connected with this application. The telephone number is Area Code (201) 235-5171. In the absence of the undersigned attorney of record, the call will be accepted by another attorney empowered in this application.

Respectfully submitted,

Matthew Boxer ✓
Attorney for Applicant(s)

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